

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL STREET, NE, 7TH FLOOR, ROOM 7200
WASHINGTON, DC 20002**

PERSONS OBJECTING TO THE APPROVAL OF A RENEWAL APPLICATION ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF THE LICENSE. HEARINGS WILL BEGIN AT 10:00AM AT 941 NORTH CAPITOL STREET, NE, 7TH FLOOR, ROOM 7200, HEARING ROOM.

RENEWAL NOTICES

**POSTING DATE 12/7/2007
PETITION DATE 1/22/2008
HEARING DATE 2/6/2008**

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #23167		19th & K, Inc	
ANC 2B06		Ozio	
Class Retailer CN 02		1813 M STREET NW	No V/A
<u>Endorsement:</u>			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
			<u>Sidewalk Hours</u>
MON	5 pm to 2 am	5 pm to 2 am	
TUE	5 pm to 2 am	5 pm to 2 am	
WED	5 pm to 2 am	5 pm to 2 am	
THU	5 pm to 2 am	5 pm to 2 am	
FRI	5 pm to 3 am	5 pm to 3 am	
SAT	5 pm to 3 am	5 pm to 3 am	
SUN	Closed	Closed	

License #74456		Superclub Ibiza LLC	
ANC 6C04		Ibiza	
Class Retailer CN 05		1222 1ST STREET NE	Voluntary Agreement
<u>Endorsement:</u>			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
			<u>Sidewalk Hours</u>
MON	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 2 am
TUE	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 2 am
WED	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 2 am
THU	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 2 am
FRI	11:30 am to 3 am	11:30 am to 3 am	11:30 am to 3 am
SAT	5 pm to 3 am	5 pm to 3 am	5 pm to 3 am
SUN	12 pm to 2 am	12 pm to 2 am	12 pm to 2 am

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RENEWAL NOTICES

POSTING DATE 12/7/2007
PETITION DATE 1/22/08
HEARING DATE 2/6/2008

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #74970	Comet Investors, LP Inc		
ANC 2C03	Rocket Bar		
Class Retailer CT 01	714 7 th STREET NW	No V/A	
<u>Endorsement:</u>			
<u>Hours of Operation</u>	<u>Hours of Sales</u>	<u>Entertainment Hours</u>	<u>Sidewalk Hours</u>
MON 12 pm to 2 am	12 pm to 2 am		
TUE 12 pm to 2 am	12 pm to 2 am		
WED 12 pm to 2 am	12 pm to 2 am		
THU 12 pm to 2 am	12 pm to 2 am		
FRI 12 pm to 3 am	12 pm to 3 am		
SAT 12 pm to 3 am	12 pm to 3 am		
SUN 12 pm to 2 am	12 pm to 2 am		

License #72357	Paolo's GT, LLC		
ANC 2E06	Paolo's		
Class Retailer CR02	1303 WISCONSIN AVE NW	Voluntary Agreement	
<u>Endorsement:</u>			
<u>Hours of Operation</u>	<u>Hours of Sales</u>	<u>Entertainment Hours</u>	<u>Sidewalk Hours</u>
MON 11:30 am to 1:30 am	11:30 am to 1:30 am		
TUE 11:30 am to 1:30 am	11:30 am to 1:30 am		
WED 11:30 am to 1:30 am	11:30 am to 1:30 am		
THU 11:30 am to 1:30 am	11:30 am to 1:30 am		
FRI 11:30 am to 2:30 am	11:30 am to 1:30 am		
SAT 11:30 am to 2:30 am	11:30 am to 1:30 am		
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POSTING DATE 12/7/2007
PETITION DATE 1/22/2008
HEARING DATE 2/6/2008

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #72330		Barcommand LLC	
ANC 5C02		Mirrors	
Class Retailer CN 02		33 NEW YORK AVE NE	No V/A
Endorsement:			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
<u>Sidewalk Hours</u>			
MON	Closed	Closed	
TUE	10:30 am to 2 am	10:30 am to 1:45 am	
WED	10:30 am to 2 am	10:30 am to 1:45 am	
THU	10:30 am to 2 am	10:30 am to 1:45 am	
FRI	10:30 am to 3 am	10:30 am to 2:45 am	
SAT	3 pm to 3 am	4 pm to 2:45 am	
SUN	5 pm to 2 am	6 pm to 1:45 am	

License #60588		Logan Circle Spectrum LLC	
ANC 2F01		Halo	
Class Retailer CT 02		1435 P STREET NW	Voluntary Agreement
Endorsement:			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
<u>Sidewalk Hours</u>			
MON	5 pm to 1:45 am	5 pm to 1:45 am	6 pm to 1:45 am
TUE	5 pm to 1:45 am	5 pm to 1:45 am	6 pm to 1:45 am
WED	5 pm to 1:45 am	5 pm to 1:45 am	6 pm to 1:45 am
THU	5 pm to 1:45 am	5 pm to 1:45 am	6 pm to 1:45 am stop
FRI	5 pm to 2:45 am	5 pm to 2:45 am	6 pm to 2:45 am
SAT	5 pm to 2:45 am	5 pm to 2:45 am	6 pm to 2:45 am
SUN	5 pm to 1:45 am	5 pm to 1:45 am	6 pm to 1:45 am

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RENEWAL NOTICES

**POSTING DATE 12/7/2007
PETITION DATE 1/22/08
HEARING DATE 2/6/2008**

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #76649		Par Bar LLC	
ANC 6A06		H Street Country Club	
Class Retailer CT 02		1335 H STREET NE	Voluntary Agreement
Endorsement:			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
			<u>Sidewalk Hours</u>
MON	5 pm to 2 am	5 pm to 2 am	
TUE	5 pm to 2 am	5 pm to 2 am	
WED	5 pm to 2 am	5 pm to 2 am	
THU	5 pm to 2 am	5 pm to 2 am	
FRI	5 pm to 3 am	5 pm to 3 am	
SAT	11am to 3 am	11 am to 3 am	
SUN	11 am to 2 am	11 am to 2 am	

License #25546		JHM LLC	
ANC 3E04		Chadwick's Friendship Heights	
Class Retailer CT 03		5247 WISCONSIN AVE NW	No V/A
Endorsement:			
<u>Hours of Operation</u>		<u>Hours of Sales</u>	<u>Entertainment Hours</u>
			<u>Sidewalk Hours</u>
MON	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 12 am
TUE	11:30 am to 2 am	11:30 am to 2 am	11:30 am to 12 am
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RESCIND NOTICE

POSTING DATE 11/9/2007
PETITION DATE 12/24/2007
HEARING DATE 1/9/2008

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #23167	19 th & K, Inc		
ANC 2B06	Ozio		
Class Retailer CN 02	1813 M STREET NW	No V/A	
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FRI 5 pm to 3 am	5 pm to 3 am		
SAT 5 pm to 3 am	5 pm to 3 am		
SUN Closed	Closed		

License #76649	Par Bar LLC		
ANC 6A06	H Street Country Club		
Class Retailer CT 02	1335 H STREET NE	Voluntary Agreement	
<u>Endorsement:</u>			
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License #60588		Logan Circle Spectrum LLC	
ANC 2F01		Halo	
Class Retailer CT 02		1435 P STREET NW	Voluntary Agreement
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POSTING DATE 11/16/07
PETITION DATE 12/31/2007
HEARING DATE 1/16/2008

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License #74970		Comet Investors, LP Inc	
ANC 2C03		Rocket Bar	
Class Retailer CT 01		714 7 th STREET NW	No V/A
Endorsement:			
<u>Hours of Operation</u>	<u>Hours of Sales</u>	<u>Entertainment Hours</u>	<u>Sidewalk Hours</u>
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Class Retailer CT 03		5247 WISCONSIN AVE NW	No V/A
Endorsement:			
<u>Hours of Operation</u>	<u>Hours of Sales</u>	<u>Entertainment Hours</u>	<u>Sidewalk Hours</u>
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FRI 11:30 am to 3 am	11:30 am to 3 am		11:30 am to 12 am
SAT 11:30 am to 3 am	11:30 am to 3 am		11:30 am to 12 am
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RESCIND NOTICE

POSTING DATE 11/30/07
PETITION DATE 1/14/2008
HEARING DATE 1/30/2008

THE FOLLOWING ESTABLISHMENTS ARE RENEWING THEIR ABC LICENSES:

License #74456	Superclub Ibiza LLC		
ANC 6C04	Ibiza		
Class Retailer CN 05	1222 1 ST STREET NE	Voluntary Agreement	
<u>Endorsement:</u>			
<u>Hours of Operation</u>	<u>Hours of Sales</u>	<u>Entertainment Hours</u>	<u>Sidewalk Hours</u>
MON 11:30 am to 2 am	11:30 am to 2 am		11:30 am to 2 am
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THU 11:30 am to 2 am	11:30 am to 2 am		11:30 am to 2 am
FRI 11:30 am to 3 am	11:30 am to 3 am		11:30 am to 3 am
SAT 5 pm to 3 am	5 pm to 3 am		5 pm to 3 am
SUN 12 pm to 2 am	12 pm to 2 am		12 pm to 2 am

DISTRICT OF COLUMBIA PUBLIC SCHOOLS**NOTICE OF PROPOSED ACTION****Reorganization and Rightsizing of District of Columbia Public Schools Academic Programming****AND****NOTICE OF PUBLIC HEARING****Reorganization and Rightsizing Plan for the District of Columbia Public Schools**

on

Thursday, January 17, 2008**6:00 p.m.****McKinley Tech Senior High School****151 T Street, NE****Washington, D.C. 20002**

The Mayor and the Chancellor of the District of Columbia Public Schools (DCPS) announce a proposed action to close and/or consolidate school programs and buildings through a reorganization and rightsizing plan, pursuant to Title 5 (Board of Education), Sec. 3607 of the D.C. Municipal Regulations.

In order to provide high-quality, innovative, and rigorous educational opportunities to all DCPS students, the DCPS school system must be reorganized to meet its current needs. Most DCPS schools are under-enrolled. The inefficiencies of managing the administration, staffing and facilities in underutilized schools limits DCPS's ability to offer a full and comprehensive curriculum, programs, services, and opportunities for all of its students. By rightsizing the school system, either through closing, consolidating, or realigning schools and programs, DCPS will be able to offer parents and students rich, quality educational opportunities across the city. By more efficiently utilizing existing resources, the District can ensure that these resources and investments have the greatest impact on increasing student achievement.

The following schools and programs are subject to this proposed action:

Elementary School Programs		
Bowen Elementary School	Gage-Eckington Elementary School	Slowe Elementary School
Bunker Hill Elementary School (program consolidation with Brookland Elementary School at Bunker Hill site, pending Bunker Hill modernization)	Gibbs Elementary School	Smothers Elementary School
Bruce-Monroe Elementary School (program consolidation with	Green Elementary School (program consolidation with Turner	Stevens Elementary School

Parkview Elementary School at Bruce Monroe site, pending Parkview modernization)	Elementary School at Green site, pending Turner modernization)	
Burroughs Elementary School	Meyer Elementary School	Wilkinson Elementary School
Clark Elementary School	Rudolph Elementary School	Young Elementary School (program consolidation with Browne Middle School at Young/Browne site)
Cook Elementary School	P.R. Harris Education Center	
Middle and Senior High School Programs		
Backus Middle School	Hine Middle School	Shaw Middle School
Brown Middle School (program consolidation with Merritt Middle School at Merrit site)	M.M. Washington Senior High School	
Special Education and Alternative Education programs		
M.M. Washington Special Education Center	Douglass Transition Academy	CHOICE Academies (Taft Middle School and Douglass High School program consolidation at new site)

The Mayor and the Chancellor will hold a public hearing on this proposed action, pursuant to Title 5 (Board of Education), Secs. 400 and 3608 of the D.C. Municipal Regulations, on Thursday, January 17, 2008, at 6:00 p.m. at McKinley Tech Senior High School, 151 T Street, NE. The purpose of the hearing is to solicit public input regarding the proposed action. This is a combined hearing on each of the proposed closing actions. Specifically, the Mayor and Chancellor wish to receive testimony regarding the current and prospective educational needs of pupils in the District of Columbia public schools, educational programs that can address these needs, and support systems needed for safety and efficiency.

Members of the public are invited to testify at the hearing. Testimony may be limited to three minutes per witness and five minutes per organization or group. **Those wishing to testify should contact Traci Higgins in the Office of the Chancellor via email at Traci.Higgins@dc.gov or by telephone at (202) 442-5615 by 5:00 p.m. on Wednesday, January 16, 2008.** Witnesses should bring three (3) copies of their written testimony to the hearing.

Members of the public may submit written testimony which will be made part of the official record. Copies of written statements should be submitted to Ms. Cheryl Vincent, Receptionist, DCPS, Office of the Chancellor, 825 North Capitol Street, NE, 9th Floor, Washington, D.C. 20002, no later than 5:00 p.m., Friday, November 23, 2007.

If there are members of the public who need interpretation services, please contact **Traci Higgins in the Office of the Chancellor via email at Traci.Higgins@dc.gov or by telephone at (202) 442-5615.**

DISTRICT OF COLUMBIA HISTORIC PRESERVATION REVIEW BOARD**PUBLIC NOTICE OF 2008 HEARINGS**

The District of Columbia Historic Preservation Review Board will meet on the fourth Thursday of each month, except in November and December, when the meeting will be held on the third Thursday of the month, and in August, when there will be no hearing. For most months, a second hearing has been scheduled the Thursday following the regular meeting, in order to accommodate extraordinarily large case loads. Such meetings will only be held when necessary, and the agendas will be produced at the same time as those for the regular (first) hearing.

<u>HPRB meeting date(s)</u>	<u>Application filing deadline</u>	<u>Public notice date</u>
January 24 and January 31, 2008	December 27, 2007	January 9, 2008
February 28 and March 6, 2008	January 24, 2008	February 13, 2008
March 27 and April 3, 2008	February 28, 2008	March 12, 2008
April 24 and May 1, 2008	March 27, 2008	April 9, 2008
May 22 and May 29, 2008	April 24, 2008	May 7, 2008
June 26, 2008	May 29, 2008	June 11, 2008
July 24 and July 31, 2008	June 26, 2008	July 9, 2008
September 25 and October 2, 2008	August 28, 2008	September 10, 2008
October 23 and October 30, 2008	September 25, 2008	October 8, 2008
November 20, 2008	October 23, 2008	November 5, 2008
December 18, 2008	November 20, 2008	December 3, 2008

**MAYOR'S AGENT
FOR THE HISTORIC LANDMARK AND HISTORIC DISTRICT PROTECTION ACT**

NOTICE OF PUBLIC HEARINGS

Public notice is hereby given that the Mayor's Agent will hold a public hearing on an application affecting property subject to the Historic Landmark and Historic District Protection Act of 1978. Interested parties may appear and testify on behalf of, or in opposition to, the application. The hearings will be held at the Office of Planning, 801 North Capitol Street, NE, in Hearing Room 4000 (4th floor), Washington, D.C. 20002.

- 1) Hearing Date: **Wednesday, January 16, 2008, at 9:30 a.m.**
 Case Number: H.P.A. 07-383
 Address: 3401 Dent Place, NW
 Type of Work: Alteration – paving and planters/beds on public and private space

Affected Historic Property: Georgetown Historic District
Affected ANC: 2E

The Applicant's claim is that the alteration is consistent with the purposes of the Act.

- 2) Hearing Date: **Wednesday, January 16, 2008, at 11:00 a.m.**
 Case Number: H.P.A. 07-312
 Address: 635 E Street, NE
 Type of Work: Alteration – rooftop addition

Affected Historic Property: Capitol Hill Historic District
Affected ANC: 6C

The Applicant's claim is that the alteration is consistent with the purposes of the Act.

The hearings will be conducted in accordance with the Rules of Procedure pursuant to the Historic Landmark and Historic District Protection Act (10 DCMR 25), which are on file with the D.C. Historic Preservation Office. The office is located at the Office of Planning, 801 North Capitol Street, NE, Suite 3000, Washington, D.C. 20002. For further information, contact the Historic Preservation Office, at (202) 442-8800.

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
TUESDAY, FEBRUARY 12, 2008
SECOND FLOOR HEARING ROOM, SUITE 220-S
441 4TH STREET, N.W.
WASHINGTON, D.C. 20001**

TO CONSIDER THE FOLLOWING: The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

**9:30 A.M. TO 12:00 P.M. MORNING SESSION
1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION**

A.M.

WARD TWO

17719 **Application of Istithmar Hotels Washington LLC**, pursuant to 11
ANC-2F DCMR § 3104.1, for a special exception to allow the addition of new
 rooftop structures that do not meet the setback requirements from the
 interior court walls of an existing hotel under subsection 770.6 (411.11), in
 the DD/C-5 District at premises 1434 F Street, N.W. (square 225, Lot
 803).

WARD EIGHT

17716 **Application of Victor E. Udo**, pursuant to 11 DCMR § 3103.2, for a
ANC-8A special exception to construct a new six (6) unit apartment building under
 section 353, in the R-5-A District at premises 901 Barnaby Street, S.E.
 (Square 5924, Lot 63).

WARD SEVEN

17713 **Application of District-Properties.com**, pursuant to 11 DCMR § 3104.1,
ANC-7E for a special exception to allow the construction of a new six (6) unit
 apartment building under section 353, in the R-5-A District at premises
 5045 C Street, S.E. (Square 5323, Lots 12 and 13).

BZA PUBLIC HEARING NOTICE

FEBRUARY 5, 2008

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P.M.

WARD SIXTHIS APPLICATION WAS CONTINUED FROM THE SEPTEMBER 11, 2007,
PUBLIC HEARING SESSION:

17653 **Application of Mary Fran Miklitsch and Donna Pavetti**, pursuant to 11
ANC-6C DCMR § 3104.1, for a special exception to allow a third story addition to
an existing single-family row dwelling under section 223, not meeting the
lot occupancy requirements (section 403) and nonconforming structure
provisions (subsection 2001.3), in the R-4 District at premises 635 E
Street, N.E. (Square 862, Lot 174).

WARD FOURTHIS APPLICATION WAS CONTINUED FROM THE OCTOBER 16, 2007,
PUBLIC HEARING SESSION:

17670 **Appeal of Eimaj, Inc.**, pursuant to 11 DCMR §§ 3100 and 3101, from the
ANC-4B March 12, 2007, decision of an Administrative Law Judge, to issue a
violation of a Notice of Infraction (No. 100089), and \$500 fine for the
operation of the sexually oriented Royce's Video establishment in the C-2-
A District at premises 7445 Georgia Avenue, N.W. (Square 2962, Lot 22).

PLEASE NOTE:

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Board will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the

BZA PUBLIC HEARING NOTICE

FEBRUARY 5, 2008

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particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Board

through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

**RUTHANNE G. MILLER, CHAIRPERSON, MARC D. LOUD, SHANE L. DETTMAN, AND A MEMBER OF THE ZONING COMMISSION -----
BOARD OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA,
DIRECTOR.**

PHN 2/5/08 rsn

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING**

TIME AND PLACE: Monday, February 4, 2008, @ 6:30 P.M.
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 07-02 (1444 Irving Street, N.W. – Columbia Heights Ventures Parcel 26, LLC)

THIS CASE IS OF INTEREST TO ANC 1A

On January 3, 2007, the Office of Zoning received an application from Columbia Heights Ventures Parcel 26, LLC, on behalf of the RLA Revitalization Corporation (collectively, the "Applicants"). The Applicants are requesting consolidated review and approval of a planned unit development ("PUD") and a related zoning map amendment from R-5-B to C-3-A for a portion of the subject property. The Office of Planning provided its report on March 30, 2007, and the case was set down for hearing on April 9, 2007. The Applicants provided their prehearing statement as part of its application on November 13, 2007.

The property that is the subject of this application is located at 1444 Irving Street, N.W. and consists of Lot 726 in Square 2672. The subject property has a land area of approximately 25,415 square feet and is currently split-zoned C-3-A and R-5-B. Square 2672 is bounded by Irving Street to the north, 14th Street to the east, Columbia Road to the south, and 15th Street to the west in Northwest Washington, D.C.

The Applicants intend to have the western portion of the subject property—which is currently zoned R-5-B—rezoned to C-3-A so the entire site is zoned C-3-A. The Applicants also seek approval of a PUD to allow the construction of a 69-unit condominium building and a 104-unit community based residential facility ("CBRF"). The project will contain a total of 114,368 square feet of gross floor area, with approximately 80,703 square feet in the condominium building and 33,665 square feet in the CBRF. The project will have an overall density of 4.5 FAR and will rise to a maximum height of approximately eighty-three feet. The project will include a total of 84 off-street parking spaces in an underground garage.

The R-5-B District permits residential development as a matter-of-right, to a maximum lot occupancy of 60 percent, a maximum FAR of 1.8 and a maximum height of 50 feet. Under Chapter 24, the guideline for height in a PUD is sixty feet and the guideline for FAR in a PUD is 3.0.

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The C-3-A District permits mixed residential and commercial development as a matter-of-right, to a maximum lot occupancy of 75 percent for residential use, a maximum FAR of 4.0, of which no more than 1.5 may be devoted to other than residential uses and a maximum height of sixty-five feet. Under Chapter 24, the guideline for height in a PUD is ninety feet and the guideline for FAR in a PUD is 6.0, of which no more than 2.0 may be commercial.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations, 11 DCMR § 3022.

How to participate as a witness.

Interested persons or representatives of organizations may be heard at the public hearing. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony are described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

How to participate as a party.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status **shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;

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- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:
 - (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;
 - (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
 - (3) The distance between the person's property and the property that is the subject of the application before the Commission;
 - (4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and
 - (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1. The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3012.5 no later than seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Time limits.

The following time limits for oral testimony shall be adhered to unless changed by the Commission, and no time may be ceded:

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|----|----------------------------------|---|
| 1. | Applicant and parties in support | 60 minutes collectively |
| 2. | Parties in opposition | 15 minutes each (60 minutes collectively) |
| 3. | Organizations | 5 minutes each |
| 4. | Individuals | 3 minutes each |

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

ANTHONY J. HOOD, GREGORY JEFFRIES, CURTIS ETHERLY, JR., PETER G. MAY, AND MICHAEL TURNBULL, ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING**

TIME AND PLACE: Thursday, January 31, 2008, @ 6:30 P.M.
Office of Zoning Hearing Room
441 4th Street, N.W., Suite 220
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 07-32 (Capitol Gateway Overlay District Review @ Square 743-N, Lots 48, 52-53, 74, and 78 – 1111 New Jersey Avenue, SE)

THIS CASE IS OF INTEREST TO ANC 6D

On November 9, 2007, the Office of Zoning received an application from NJA Associates LLC (the "Applicant"). The Applicant is requesting review and approval of new development along M Street, S.E., pursuant to the Capitol Gateway Overlay District provisions set forth in Sections 1604 and 1610. In addition, the Applicant seeks special exception approval, pursuant to 11 DCMR § 1610.7, from the rear yard requirements set forth in § 774.

The property which is the subject of this application consists of approximately 22,018 square feet of land area and is located at 1111 New Jersey Avenue, S.E. (Square 743-N, Lots 48, 52-53, 74, and 78). The property is bounded to the west by a public alley, to the south by M Street, S.E., to the east by New Jersey Avenue, S.E., and to the north by adjacent property. The property is currently improved with a surface parking lot and is zoned C-3-C, a district in which office uses are permitted as a matter-of-right.

The Applicant proposes to redevelop the property with a new eleven-story office building with ground-floor retail. Three levels of below-grade parking will be provided. The floor area ratio ("FAR") of the property will be approximately 9.8 FAR. The building height will measure approximately 130 feet. Vehicular access to required parking will be provided from New Jersey Avenue, S.E.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Regulations 11 DCMR, § 3022.

Interested persons or representatives of organizations will be heard at the public hearing. **Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR 3022.3.** A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Rules. Except for the applicant and the ANC, to participate as a party in a proceeding before the Commission, **any affected person shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:**

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- (a) The person's name and address;
- (b) A request to appear and participate as a party;
- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf; and
- (f) A written statement setting forth why the person should be granted party status, including reference to the following:
 - (1) The property owned or occupied by such person, or in which the person has an interest, that will be affected by the action requested of the Commission;
 - (2) The legal interest such person has in such property, such as owner, tenant, trustee, or mortgagee;
 - (3) The distance between the person's property and the property that is the subject of the application before the Commission;
 - (4) The environmental, economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied;
 - (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The Commission shall determine who will be recognized as a party. In so determining, the Commission shall consider whether the provisions of § 3022.3 have been complied with and whether the specific information presented qualifies the person as a party. The Commission shall grant party status only if the person requesting party status has clearly demonstrated that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public.

Any person wishing to be considered a party should clearly state the request, and should also provide a daytime telephone number should it be necessary for the Office of Zoning to obtain

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additional information or clarification prior to the hearing. Written statements, in lieu of personal appearances or oral presentations, may be submitted for inclusions in the record.

The Zoning Commission hereby gives notice of the following procedures applicable to this case. Any person requesting to appear as a party to this application shall submit the following additional information:

1. A summary of the testimony of each witness.
2. An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes of qualifications of the proposed experts.
3. The total amount of time being requested to present the case.

If an affected Advisory Neighborhood Commission (ANC), pursuant to 11 DCMR 3012.5, intends to participate at the hearing, the ANC shall also submit the information cited above relating to the hearing procedures. The written report of the ANC shall be filed no later than seven (7) days before the date of the hearing.

The Zoning Commission gives further notice that it intends to establish time limits for oral presentations of both parties and persons. Accordingly, the following time limits shall apply:

- | | | |
|----|---------------|------------|
| 1. | Applicant | 60 minutes |
| 2. | Other Parties | 15 minutes |
| 3. | Organizations | 5 minutes |
| 4. | Individuals | 3 minutes |

The Commission intends to adhere to the time limits as strictly as possible, in order to hear the case in a reasonable period of time. The Commission reserves the right to change the time limits for presentations if necessary and notes that no time shall be ceded. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points.

Information should be forwarded to the Director, Office of Zoning, Suite 200, 441 4th Street, N.W., Washington, D.C. 20001. Please include the number of this particular case and your daytime telephone number. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

ANTHONY J. HOOD, GREGORY N. JEFFRIES, CURTIS ETHERLY, JR., PETER G. MAY, AND MICHAEL G. TURNBULL, ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY SHARON S. SCHELLIN, ACTING SECRETARY TO THE ZONING COMMISSION.